

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**
 BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT  
☒ SUPERSEDING
**OFFENSE CHARGED**
 18 U.S.C. 1028(a)(6) and (f) Conspiracy to Possess an  
 Identification Document of the United States that was  
 Produced Without Lawful Authority

☐ Petty  
☐ Minor  
☒ Misdemeanor  
☐ Felony

 PENALTY: maximum one year imprisonment, \$100,000 fine, one year of  
 supervised release, \$25 mandatory special assessment

Name of District Court, and/or Judge/Magistrate Location

 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION
**DEFENDANT - U.S.**

➤ Giuseppe Penzato

 DISTRICT COURT NUMBER  
 CR 12-0089 EMC
**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

HSI S.A. Melissa Saurwein

☐ person is awaiting trial in another Federal or State Court,  
 give name of court

☐ this person/proceeding is transferred from another district  
 per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of  
 charges previously dismissed  
 which were dismissed on motion  
 of:

☐ U.S. ATTORNEY ☐ DEFENSE
SHOW  
DOCKET NO.
☐ this prosecution relates to a  
 pending case involving this same  
 defendant
MAGISTRATE  
CASE NO.
☐ prior proceedings or appearance(s)  
 before U.S. Magistrate regarding this  
 defendant were recorded under

 Name and Office of Person  
 Furnishing Information on this form Melinda Haag
☒ U.S. Attorney ☐ Other U.S. Agency

 Name of Assistant U.S.  
 Attorney (if assigned) Owen Martikan, AUSA
**IS NOT IN CUSTODY**
 1) ☐ Has not been arrested, pending outcome this proceeding.  
 If not detained give date any prior  
 summons was served on above charges ➤

 2) ☐ Is a Fugitive

 3) ☒ Is on Bail or Release from (show District)  
 this District
**IS IN CUSTODY**
 4) ☐ On this charge

 5) ☐ On another conviction } ☐ Federal ☐ State

 6) ☐ Awaiting trial on other charges  
 If answer to (6) is "Yes", show name of institution

 Has detainer ☐ Yes  
 been filed? ☐ No

 If "Yes"  
 give date  
 filed

 DATE OF **ARREST** ➤ Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

 DATE TRANSFERRED **TO U.S. CUSTODY** ➤ Month/Day/Year

☒ This report amends AO 257 previously submitted
**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**
☐ SUMMONS ☒ NO PROCESS\* ☐ WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

 \* Where defendant previously apprehended on complaint, no new summons or  
 warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments:

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Name of District Court, and/or Judge/Magistrate Location

 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION
**DEFENDANT - U.S.**
 Kesia Penzato

 DISTRICT COURT NUMBER  
 CR 12-0089 EMC
**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

HSI S.A. Melissa Saurwein

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Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments:

FILED  
2013 APR 16 P 2:54  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MELINDA HAAG (CSBN 132612)  
United States Attorney

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

GIUSEPPE PENZATO, and  
KESIA PENZATO,

Defendants.

No. CR 12-0089 EMC

VIOLATION: 18 U.S.C. §§ 1028(a)(6) and  
(f) – Conspiracy to Possess an Identification  
Document of the United States That Was  
Produced Without Lawful Authority

SAN FRANCISCO VENUE

SUPERSEDING INFORMATION

The United States Attorney charges:

1. Beginning at a time unknown to the United States, but no later than on or about August 25, 2009, and continuing until November 19, 2009, in the Northern District of California and elsewhere, the defendants,

GIUSEPPE PENZATO, and  
KESIA PENZATO,

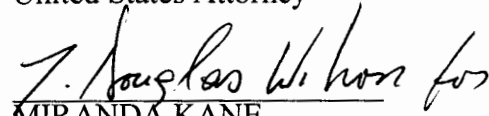
did knowingly conspire and agree to possess an identification document, to wit, a Form I-94 Department of Justice Arrival and Departure Record belonging to C.D.S., while knowing that

SUPERSEDING INFORMATION  
CR 0089 EMC

such identification document had been produced without lawful authority, in violation of Title 18, United States Code, Sections 1028(a)(6) and (f).

DATED: 4/16/13

MELINDA HAAG  
United States Attorney

  
MIRANDA KANE  
Chief, Criminal Division

(Approved as to form:

  
AUSA MARTIKAN